

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

INNOVA PATENT LICENSING, LLC,

Plaintiff,

v.

3COM CORPORATION; ALCATEL-LUCENT
HOLDING, INC.; AMERICAN
INTERNATIONAL GROUP, INC.; AOL, INC.;
APPLE INC.; BANK OF AMERICA
CORPORATION; CAPITAL ONE AUTO
FINANCE, INC.; CAPITAL ONE FINANCIAL
CORPORATION; CINEMARK, INC.;
CINEMARK HOLDINGS, INC.; CITIGROUP,
INC.; CROSSMARK, INC.; DELL, INC.; DR
PEPPER SNAPPLE GROUP, INC.; ERICSSON,
INC.; FRITO-LAY, INC.; FRITO-LAY NORTH
AMERICA, INC.; GOOGLE, INC.; HEWLETT-
PACKARD COMPANY; HP ENTERPRISE
SERVICES, LLC; INTERNATIONAL
BUSINESS MACHINES CORPORATION; J.C.
PENNEY COMPANY, INC.; J.C. PENNEY
CORPORATION, INC.; J.C. PENNEY LIFE
INSURANCE COMPANY; J.C. PENNEY
MEXICO, INC.; J.C. PENNEY REINSURANCE
COMPANY; JCP PUBLICATIONS CORP.; J.P.
MORGAN CHASE & CO.; MCAFEE, INC.;
PEROT SYSTEMS CORPORATION; RENT-A-
CENTER, INC.; RESEARCH IN MOTION
CORPORATION; SIEMENS PRODUCT
LIFECYCLE MANAGEMENT SOFTWARE,
INC.; SYMANTEC CORPORATION; WELLS
FARGO & COMPANY; YAHOO!, INC..

Defendants.

Civil Action No. 2:10-CV-251

JURY TRIAL DEMANDED

**PLAINTIFF'S NOTICE OF DISMISSAL FOR DEFENDANT
J. C. PENNEY LIFE INSURANCE COMPANY**

In accordance with Federal Rule of Civil Procedure 41(a)(1), Plaintiff InNova Patent
Licensing, LLC hereby dismisses its claims against Defendant J. C. Penney Life Insurance

Company without prejudice. By agreement of the parties, each side will bear its own costs, expenses and attorney fees.

Dated: August 24, 2010

Respectfully submitted,

/s/ Christopher D. Banys

Christopher D. Banys

THE LANIER LAW FIRM, P.C.

Christopher D. Banys SBN: 230038 (California)

Daniel W. Bedell SBN: 254912 (California)

Carmen M. Aviles SBN: 251993 (California)

2200 Geng Road, Suite 200

Palo Alto, CA 94303

(650) 322-9100 (650) 322-9103 (fax)

cdb@lanierlawfirm.com

dwb@lanierlawfirm.com

cma@lanierlawfirm.com

WARD & SMITH LAW FIRM

Wesley Hill SBN: 24032294

111 W. Tyler Street

Longview, TX 75601

(903) 757-6400

(903) 757-2323

wh@jwfirm.com

ATTORNEYS FOR PLAINTIFF

INNOVA PATENT LICENSING LLC

CERTIFICATE OF SERVICE

I hereby certify that all counsel of record who are deemed to have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3) on this 24th day of August, 2010.

/s/ Catherine A. Pope

Catherine A. Pope